

McGREGOR W. SCOTT  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	CR. No. S-05-0111 MCE
	)	
v.	)	
	)	MOTION TO DISMISS INDICTMENT
RAUDEL AGUIRRE-ESCAMILLA,	)	and <del>PROPOSED</del> ORDER
	)	DISMISSING INDICTMENT
Defendant.	)	
	)	

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, Plaintiff, United States of America, by and through its undersigned attorney, requests that this Honorable Court file an order dismissing the indictment against Raudel Aguirre-Escamilla, filed on March 17, 2005, in **CR. No. S-05-0111 MCE**. On July 5, 2005, in the courtroom of Magistrate Judge Kimberly J. Muller, the defendant pled guilty to a superseding information charging one misdemeanor violation of Title 8, United States Code § 1325(a)(1) (illegal entry by an alien). He was sentenced to a total of six (6) months imprisonment on the same day and waived appeal.

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1 Defendant has been referred to the Bureau of Prisons in  
2 accordance with his guilty plea.

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4 DATED: July 7, 2005

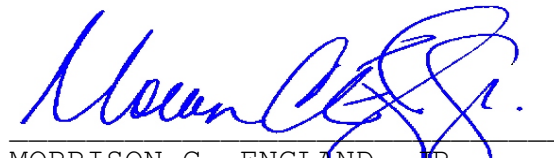
McGREGOR W. SCOTT  
United States Attorney

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7 By /s/ Michael M. Beckwith  
MICHAEL M. BECKWITH  
8 Assistant U.S. Attorney  
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10 **O R D E R**

11 APPROVED AND SO ORDERED:

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14 DATED: July 18, 2005

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17 MORRISON C. ENGLAND, JR.  
18 UNITED STATES DISTRICT JUDGE  
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